

PATENT
Attorney Docket No. 101.0044-04000
Customer No. 22882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	Confirmation No.: 5171
Gary Karlin Michelson)	
Serial No.: 09/605,001)	Group Art Unit: 3764
Filed: June 27, 2000)	Examiner: M. Brown
For: APPARATUS AND METHOD OF)	
INSERTING SPINAL IMPLANTS)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REPLY TO RESTRICTION REQUIREMENT

In reply to the Restriction Requirement dated March 23, 2004, the period for reply having been extended for two (2) months by a request for extension and fee payment filed concurrently herewith, Applicant provisionally elects to prosecute claims 105-129 directed to Group I.

To the extent any extension of time under 37 C.F.R. § 1.136 is required to obtain entry of this reply, such extension is hereby respectfully requested. If there are any fees due under 37 C.F.R. §§ 1.16 or 1.17 which are not enclosed herewith, including any fees required for an extension of time under 37 C.F.R. § 1.136, please charge such fees to our Deposit Account No. 50-1066.

Respectfully submitted,

MARTIN & FERRARO, LLP

Dated: June 1, 2004

By: Thomas H. Martin
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Reply to Restriction Requirement